

86th Legislative Session – 2011

Committee: Senate Agriculture and Natural Resources

Tuesday, February 08, 2011

P - Present
E - Excused
A - Absent

Roll Call

P Krebs, Chair
P Maher, Vice-Chair
P Rhoden
P Begalka
P Vehle
P Hansen (Tom)
P Fryslie
P Garnos
P Frerichs

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Ryan Maher, Vice Chair.

MOTION: TO APPROVE THE MINUTES OF THURSDAY, FEBRUARY 3, 2011.

Moved by: Hansen (Tom)
Second by: Frerichs
Action: Prevailed by voice vote.

SB 153: revise fees for resident nurserymen.

Presented by: Senator Tim Begalka (Handout: 1)

MOTION: AMEND SB 153

153tb

On page 1, line 15, of the printed bill, delete "seventy-five" and insert "eighty-five".

On page 2, line 10, after "hundred" insert "twenty-five".

On page 2, line 12, overstrike "fifty" and insert "seventy-five".

Blair Dunn, Department of Agriculture – Answered Questions.

Moved by: Garnos
Second by: Frerichs
Action: Prevailed by voice vote.

MOTION: DO PASS SB 153 AS AMENDED

Moved by: Frerichs
Second by: Hansen (Tom)
Action: Prevailed by roll call vote. (8-0-1-0)

Voting Yes: Maher, Rhoden, Begalka, Vehle, Hansen (Tom), Frysliie, Garnos, Frerichs

Excused: Krebs

MOTION: AMEND TITLE OF SB 153

153tta

On page 1, line 1, of the printed bill, after "nurserymen" insert "and nursery stock dealers".

Moved by: Vehle
Second by: Garnos
Action: Prevailed by voice vote.

HB 1009: repeal the authority of the Department of Environment and Natural Resources to regulate public swimming places and bulk water haulers.

Presented by: Steve Pirner, Department of Environment and Natural Resources

GAVEL PASSED FROM SENATOR MAHER TO SENATOR KREBS, CHAIR.

MOTION: DO PASS HB 1009

Moved by: Hansen (Tom)

Second by: Rhoden

Action: Prevailed by roll call vote. (8-1-0-0)

Voting Yes: Krebs, Maher, Rhoden, Begalka, Vehle, Hansen (Tom), Fryslie, Garnos

Voting No: Frerichs

HB 1010: revise the definition of bulk pesticide.

Presented by: Walt Bones, Department of Agriculture

MOTION: DO PASS HB 1010

Moved by: Rhoden

Second by: Maher

Action: Prevailed by roll call vote. (9-0-0-0)

Voting Yes: Krebs, Maher, Rhoden, Begalka, Vehle, Hansen (Tom), Fryslie, Garnos, Frerichs

MOTION: PLACE HB 1010 ON CONSENT CALENDAR

Moved by: Frerichs

Second by: Maher

Action: Prevailed by voice vote.

HB 1016: revise certain provisions regarding the licensing and regulation of grain buyers, grain warehouses, and weighmasters.

Presented by: Jim Mehlhaff, Public Utilities Commission

Proponents: Kathleen Zander, SD Grain and Feed Assn

MOTION: DO PASS HB 1016

Moved by: Hansen (Tom)

Second by: Frerichs

Action: Prevailed by roll call vote. (9-0-0-0)

Voting Yes: Krebs, Maher, Rhoden, Begalka, Vehle, Hansen (Tom), Fryslie, Garnos, Frerichs

MOTION: PLACE HB 1016 ON CONSENT CALENDAR

Moved by: Rhoden
Second by: Vehle
Action: Failed by voice vote.

HB 1037: revise certain posting requirements relating to hunting in the Black Hills Fire Protection District.

Presented by: Representative Mike Verchio

MOTION: DO PASS HB 1037

Moved by: Rhoden
Second by: Garnos
Action: Prevailed by roll call vote. (9-0-0-0)

Voting Yes: Krebs, Maher, Rhoden, Begalka, Vehle, Hansen (Tom), Fryslie, Garnos, Frerichs

MOTION: PLACE HB 1037 ON CONSENT CALENDAR

Moved by: Hansen (Tom)
Second by: Frerichs
Action: Prevailed by voice vote.

SB157 CONTINUED FROM THURSDAY, FEBRUARY 3, 2011.

SB 157: establish an agricultural supplier's lien and to provide for its grant, content, filing, priority, and effect.

Matthew McCaulley, SD Grain and Feed – Answered Questions.
Curtis Everson, SD Bankers Association – Answered Questions.
Bob Riter, Jr., SD Assn. of Livestock Auction Markets – Answered Questions.
Brett Koenecke, SD Bankers Association – Answered Questions.

MOTION: AMEND SB 157

157ra

On page 2, line 3, of the printed bill, delete "one hundred twenty" and insert "ninety".

On page 3, line 5, delete everything after "Act" and insert "is an agricultural lien pursuant to chapter 57A-9 and has priority according to the time of its filing as provided pursuant to chapter 57A-9."

On page 3, delete lines 6 to 8, inclusive.

Moved by: Maher
Second by: Frerichs
Action: Prevailed by voice vote.

MOTION: DEFER SB 157 TO THE 41ST LEGISLATIVE DAY

Moved by: Hansen (Tom)
Second by: Maher
Action: Prevailed by roll call vote. (7-2-0-0)

Voting Yes: Krebs, Maher, Vehle, Hansen (Tom), Fryslie, Garnos, Frerichs

Voting No: Rhoden, Begalka

MOTION: ADJOURN

Moved by: Fryslie
Second by: Begalka
Action: Prevailed by voice vote.

Cindy Louder
Committee Secretary

Shantel Krebs, Chair